

STATE OF NORTH CAROLINA

File No.

15 SP 1266

CUMBERLAND

County

FILED

2015 SEP -1 P 12:43

In The General Court Of Justice
Superior Court Division
Before the Clerk

IN THE MATTER OF:

Name And Address Of Respondent

LEON BROWN

CUMBERLAND CO., C.S.C.

BY

ORDER ON
PETITION FOR ADJUDICATION
OF INCOMPETENCE

Date Of Birth

Drivers License No. Of Respondent

State

NC

G.S. 35A-1112, -1113, -1116, -1120, -1205

This matter is before the Court on a Petition for an adjudication of incompetence of the respondent. This Court has jurisdiction of the subject matter of this proceeding and of the person of the respondent; a copy of the Petition and a notice of this hearing were properly served on all persons entitled thereto; and this county is a proper venue.

- ☐ A hearing was held before the Clerk of Superior Court and a jury. After hearing the evidence and the instructions of the Court, and upon deliberation, the jury ☐ did ☐ did not find by clear, cogent, and convincing evidence that the respondent ☐ is incompetent. ☐ is incompetent to a limited extent and may retain some rights and privileges.
- ☒ A hearing was held before the Clerk of Superior Court and, after hearing the evidence, the Court ☒ does ☐ does not find by clear, cogent, and convincing evidence that the respondent ☒ is incompetent ☐ is incompetent to a limited extent and may retain some rights and privileges.

ORDER

It is adjudged that the Respondent is

- ☒ incompetent
- ☐ incompetent to a limited extent and it is ORDERED that:
- ☐ The Court recommends that the respondent be allowed to retain his or her driving privileges.
- ☒ a guardian be appointed by this Court.
- ☐ for good cause shown, the proceeding for the appointment and qualification of a guardian is transferred to _____ County.

(NOTE TO CLERK: All original documents from the incompetency file and any interim guardian estate file in this matter are to be sent to the county where this case is transferred.)

- ☐ is not incompetent and the proceeding is dismissed.

Pursuant to G.S. 35A-1116, costs are: ☐ taxed to: ☐ Petitioner. ☐ Respondent.

☒ waived.

Date

09/01/2015

Signature

Linda Fullerton

Signature

Assistant CSC

Clerk of Superior Court

NOTE TO CLERK: If the respondent is adjudicated incompetent, then in all cases send a certified copy of this Order to the Division of Motor Vehicles, 3118 Mail Service Center, Raleigh, NC 27699-3118. G.S. 20-17.1(b). If the respondent resides in another county, also send a certified copy of this Order to the Clerk of the county of the respondent's legal residence to be filed and indexed as a special proceeding in that county, G.S. 35A-1112(f). If a guardian is appointed, a new estate should be opened and copies of the original petition and of this Order should be placed in the separate "E" file for the new estate.

CERTIFICATION

I certify that this Order on Petition For Adjudication Of Incompetence is a true and complete copy of the original on file in this case.

Date

Signature

Signature

Deputy CSC

Assistant CSC

CSC